



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Art Unit: 3661

Richard Beckman et al.

Examiner: **Chin, Gary**

Application No. : **09/905,706**

Confirmation No.: **7509**

Filed: **May 11, 2001**

For: **LOST 2 - A POSITIONING SYSTEM
FOR UNDER WATER VESSELS**

COMMUNICATION

MAIL STOP: DUPLICATES

Attn: Kevin Little

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Initially, Applicants thank Mr. Little and Examiner Chin for their assistance.

On April 27, 2004, the undersigned received a telephone call from Examiner Chin, who helpfully pointed out that although an Amendment submitted on February 17, 2004 discussed a previously filed Substitute Specification, no Substitute Specification appeared in the United States Patent and Trademark Office file.

Accordingly, on April 27, 2004, Applicants submitted by facsimile a Communication forwarding a copy of the June 5, 2002 Supplemental Preliminary Amendment (which included a Substitute Specification, amendments to claims 1, 7, and 16, a replacement Abstract, and Remarks) and a copy of a the June 5, 2002 date-stamped receipt postcard. Subsequently, Applicants became aware of a Notice of Non-Compliant Amendment dated May 3, 2004 indicates that the "amendment document filed on April 27, 2004 is considered noncompliant because it has failed to meet the requirements of 37 C.F.R. § 1.121, as amended on June 30, 2003".

Kindly find enclosed a duplicate copy of the Supplemental Preliminary Amendment filed on June 5, 2002, which includes: a 14 page Substitute Specification, a one page Abstract, 14 drawing sheets, amendments to claims 1, 7, and 16, and remarks. A copy of the date-stamped receipt postcard showing the June 5, 2002 receipt date is also enclosed.

Applicants request withdrawal of the Notice of Non-Compliant Amendment and entry of the enclosures with their correct submission date of June 5, 2002.

Although no fee is believed to be due, the Commissioner is authorized to charge any fee which may be due, or credit overpayments, to Deposit Account 50-0281.

Should any questions arise, kindly contact the undersigned at the number listed below.

Respectfully submitted,



Sally A. Ferrett
Reg. No. 46,325

Telephone: 202-404-1551
May 11, 2004

NAVY CASE NO.	83,099	SERIAL NO.	60/290,401
NAME (Applicant)			
BECKMAN ET AL			

Receipt of the following application papers is evidenced hereon by
official stamp of the U.S. Patent and Trademark Office:

SUPPLEMENTAL PRELIMINARY AMENDMENT INCLUDING THE FOLLOWING:
PAGES OF SPECIFICATIONS: 14 PAGES
ABSTRACT: 1 PAGE
DRAWINGS: 14 PAGES



CHARGE AUTHORIZATION FOR DEPOSIT ACCOUNT 50-0281

HQ-NRL 5870/2(Rev. 10-99)

(OVER)

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